

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 17, No. 37

September 10, 1998

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Board of Healing Arts

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, November 13, at the office of the Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, to consider the adoption of proposed amended rules and regulations relating to the registration of occupational therapists and

occupational therapy assistants.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit comments prior to the hearing to the Board of Healing Arts at the address above. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the adoption of the proposed regulations during the hearing. In order to give all persons an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Marsha Schrempp at (785) 296-8962. Handicapped parking is located at the west end of the Hutton Building, and the northwest entrance to the building is accessible.

Summaries of the proposed regulations and their eco-

nomic impact follow.

K.A.R. 100-54-1. Application. This regulation specifies what information is required to be submitted with the application for registration as an occupational therapist and occupational therapy assistant.

K.A.R. 100-54-2. Education requirements. This regulation specifies the educational programs for occupational therapists and occupational therapy assistants that shall be approved by the board.

K.A.R. 100-54-3. Examinations. This regulation designates the examination required to be passed by all applicants to be registered as an occupational therapist or oc-

cupational therapy assistant.

K.A.R. 100-54-5. Unprofessional conduct, defined. This regulation defines 22 specific grounds that would constitute unprofessional conduct by an occupational therapist or occupational therapy assistant.

K.A.R. 100-54-6. Registration; renewal; late renewal. This regulation sets the expiration date for every occupational therapist and occupational therapy assistant of each year. Additionally, this regulation establishes what criteria is required in order to renew the registration.

K.A.R. 100-54-8. Reinstatement; expired and revoked registrations. This regulation details the criteria required for reinstatement of expired and revoked registrations to

practice occupational therapy.

K.A.R. 100-54-9. Occupational therapy assistants; information to board. This regulation states the specific criteria required of an occupational therapist before allowing an occupational therapy assistant to work under the occupational therapist's direction.

The above regulations relate to the practice of occupational therapy. There is no economic impact on state

agencies or the general public.

Copies of the proposed regulations and the associated economic impact statements may be obtained by contacting Betty Johnson, Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, 66612, (785) 296-3680.

Lawrence T. Buening, Jr. Executive Director

Doc. No. 022905

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Register Office: (785) 296-3489 (785) 291-3051

Criminal Justice Coordinating Council

Notice of Meeting

The Kansas Criminal Justice Coordinating Council will meet from 10 a.m. to noon Tuesday, September 22, in Room 220-S, State Capitol, 300 S.W. 10th Ave., Topeka.

> Barbara S. Tombs **Executive Director**

Doc. No. 022883

State of Kansas

Kansas Arts Commission

Notice of Commission and Advisory Panel Meetings

The Kansas Arts Commission will convene its quarterly business meeting at 9 a.m. Wednesday, September 23, in the Wright Gallery of the Brown Center for the Arts, 200 S. 2nd St., on the campus of Cowley County Community College, Arkansas City. Co-hosting the meeting are the Arkansas City Area Arts Council and the college. The commissioners and staff will arrive September 22 to tour facilities and attend special events planned for their visit.

Items on the commission's business agenda include review of the current budget for fiscal year 1999 and the proposed budget for fiscal year 2000 (July 1, 1999 through

June 30, 2000).

Guidelines and application forms for FY 2000 funding programs will be reviewed and considered for approval. When published, these will include the updated roster of artists for the Kansas Touring Program in FY 2000. Two advisory panels meet this month to evaluate applications from Kansas performing artists to determine recommendations for the roster. The commissioners will act upon the panels' recommendations during their meeting.

The Dance/Theatre Panel will meet from 1 to 3:30 p.m. Wednesday, September 16, and the Music Panel will meet from 10 a.m. to 3:30 p.m. Friday, September 18. Both meetings will be in the conference room of the commis-

sion offices in Topeka.

Artists audition by sending to the commission video and audio tapes of representative performances, along with their applications and resumés. The panelists examine all submitted materials before making their decisions.

Meetings of the Kansas Arts Commission, a state agency, and its advisory panels are open to public observation in accessible locations. All meetings are tape-recorded. Persons with special needs are asked to request accommodation to meet those needs at least one week before any meeting.

For more information, contact the Kansas Arts Commission, Suite 1004, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603-3761, (785) 296-3335. Persons with special communication needs may use the Kansas Relay Service,

(800) 766-3777.

Joan Wingerson Interim Director

State of Kansas

Board of Technical Professions

Notice of Meetings

The Kansas State Board of Technical Professions will conduct its regular board meeting Friday, September 18, at Kansas State University, Manhattan. The Professional Engineer and Land Surveyor Committee will meet in the council chambers, second floor, Student Union, at 9:30 a.m., and the Architect and Landscape Architect Committee will meet in the Durgan Center, Room 260, Seaton Hall, at 10 a.m. The full board will meet at approximately 11 a.m. (at the conclusion of the committee meetings) in the council chambers, second floor, Student Union.

In addition, the board will conduct an open forum with university students from 7 to 9 p.m. September 17 in Room 135, Ward Hall. All meetings are open to the pub-

Betty L. Rose **Executive Director**

Doc. No. 022886

State of Kansas

Department of Administration **Division of Architectural Services**

Notice of Commencement of **Negotiations for Engineering Services**

Notice is hereby given of the commencement of negotiations for structural engineering design and construction administration services for a wildlife observation tower at the McPherson Wetlands headquarters, 4 miles northwest of McPherson. Work will involve the evaluation of an existing concrete silo, design for access to the upper portions of the silo, design of an observation platform at the top of the silo and design of a roof structure. An architectural consultant will be required for the pro-

For information regarding the scope of services, contact Dennis Glascock, Project Engineer, Department of Wild-

life and Parks, (316) 672-0716.

If interested, an original and six copies (seven total) of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (785) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. September 25.

> Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 022884

Criminal Justice Coordinating Council

Notice of Availability of Funds

The State of Kansas has been awarded \$460,985 in FY 1998 Local Law Enforcement Block Grants Program funding. Funding will be made available to state agencies, counties, cities and Indian Tribes. A 10 percent local match is required. Grants of up to \$9,000 in federal funding will be awarded. Entries that received a direct FY 1998 Local Law Enforcement Block Grant from the federal government are not eligible to receive state funding under this grant program. Entities can submit only one application for funding.

Grant applications for the FY 1998 Local Law Enforcement Block Grant Program may be obtained by written request to the Kansas Criminal Justice Coordinating Council, Jayhawk Tower, Suite 501, 700 S.W. Jackson, To-

peka, 66603.

Requests for grant applications must be made in writing and must be postmarked not later than September 30. The application also can be downloaded from the council's web site at http://www.ink.org/public/ksc/llebg.wpd.

For further information regarding the Local Law Enforcement Block Grant Program, call (785) 296-0923.

Barbara S. Tombs Executive Director

Doc. No. 022882

State of Kansas

Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information:

Monday, September 21, 1998

33259

Kansas Correctional Industries—Metal containers (quarts through fives)

33260

Kansas Correctional Industries—55-gallon steel drums (lined)

33266

Kansas Correctional Industries—Denim, Hutchinson 33274

Department of Health and Environment—Automated mercury analyzer

8135

Kansas Bureau of Investigation—Gas chromatograph/mass spectrometer, various

8137

University of Kansas Medical Center—Furnish and install mail room furniture

8153

Kansas Correctional Industries—Hardwoods and plywood

8154

Department of Administration, Division of Facilities Management—Fuel oil piping and tank system improvements

Tuesday, September 22, 1998

33261

Kansas Correctional Industries—Dispersant and surfactant

33262

Kansas Correctional Industries—Pigments for the paint factory

33263

Norton Correctional Facility—Cleaning chemicals and supplies

8161

Adjutant General's Department—Construct new latrine, USP and FO warehouse

8162

Adjutant General's Department—Construct new Howizer trainer building, Topeka and Lenexa

B164

Adjutant General's Department—All labor and materials to repair building control system, McConnell AFB

816!

Adjutant General's Department—All labor and materials to repair building control system, McConnell AFB

Tuesday, September 29, 1998

A-8653

University of Kansas Medical Center—Child Development Unit basement renovation and fire main extensions to Smith East, Smith West and CDU

Wednesday, September 30, 1998

A-8662

Wichita State University—Reroof Fairmount Towers, Commons/South/North

Monday, September 28, 1998

33267

Privately operated partially-compensated minimum custody values-based prerelease program (based at Winfield Correctional Facility) with community reintegration component for the Department of Corrections

Friday, October 9, 1998

33271

Sale of Vocational Rehabilitation Center, Salina, for the Department of Social and Rehabilitation Services

> John T. Houlihan Director of Purchases

Commission on Veterans' Affairs

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, September 11, in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For further information, call (785) 296-3976.

Don A. Myer Executive Director

Doc. No. 022879

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of August 1998 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

AHZ, Inc., Overland Park, KS. Aluminum Industries, Inc.—Kansas, Cedarburg, WI. Blue Moon Licensing, Inc., Overland Park, KS. Char-Ted, Inc., Overland Park, KS. City Wide Revival Committee, Inc., Topeka, KS. Constructive Computing Company, Inc., Kansas City, KS. Control Systems Management, Inc., El Dorado, KS. Diverse Properties, Inc., Arkansas City, KS. Double H.L. Farms, Inc., Hugoton, KS. Dr. Michael Turner, Optometrist, P.A., Wichita, KS. Emporia Elevator Inc., Hartford, KS. Encore Insurance Agency, Inc., Belton, MO. Ernie Williamson Music House, Inc., Joplin, MO. Executive Rural Nurses, Inc., Fort Scott, KS. Family Vacation Tours, Inc., Topeka, KS. Georgia Associates, Inc., Kansas City, KS. Gibson Products of Anthony, Inc., Kansas City, MO. Goode Homes, Inc., Overland Park, KS. Graber's Dairy Queen, Inc., Hutchinson, KS. H. Livingood Builder, Inc., Eudora, KS. Harris Trash & Recycling, L.L.C., Kansas City, KS. Hughes Land & Livestock, Inc., Scott City, KS. Inland Paving, Inc., Wichita, KS. JJ-C Company, Inc., Shawnee Mission, KS. Jorban-Riscoe Associates, Inc., Kansas City, KS. King Louie International, Inc., Grandview, MO. Klemp Electric Machinery Company, Inc., Kansas City, KS. Lampshade, Inc., Kendall, KS. Leawood Estates Homes Association, Leawood, KS. Lloyd's Shoes, Inc., Wichita, KS. Lyons Unified School District No. 405 Education Endowment Association, Lyons, KS. McCall's of Lawrence, Inc., Newton, KS.

Medical Communications Software, Inc., Shawnee, MO.

NBC Hap Dumont Youth Baseball, Inc., Wichita, KS. Phoenix Agricultural Group, Inc., Lawrence, KS.

N & R, Inc., Wichita, KS

Quail Ridge East Homes Association, Lawrence, KS. REM Holdings, Inc., Salina, KS. Richards Distributors, Inc., Topeka, KS. Secom, Inc., Overland Park, KS. Steven Hirschorn and Associates Incorporated, Overland Park, KS. The Danrich Co., Goodland, KS. The Radke Agency, Inc., Hoisington, KS. The Vernon Ambrose Tolbert II Memorial Child Care Academy, Inc., Kansas City, KS. Towne & Country Real Estate, Inc., Olathe, KS. Wagon Wheel Ranch, Incorporated, Andover, KS. Zacky's Cafe Inc., Wichita, KS.

Foreign Corporations

A Caring Doctor (Minnesota), P.A., Portland, OR. Allwaste Environmental Services of Texas, Inc., Houston, TX. Autocon Industries, Inc., St. Paul, MN. Avalon of St. Louis, Inc., University City, MO. Best Western International, Inc., Phoenix, AZ. Brian P. Hakan & Associates, Inc., Overland Park, KS. Broadway Industries, Inc., Olathe, KS Builders Square, Inc., Virginia Beach, VA. Cannon Construction, Inc., Brookhaven, MS. Coffee Plus, Inc., Shawnee Mission, KS. Dupont Flooring Systems, Inc., South San Francisco, CA. Eberl's Temporary Services, Inc., Lakewood, CO. Express Stores, Inc., Columbus, OH. Farmers Cooperative Elevator Company, a Nebraska Cooperative, Plymouth, NE. Galyan's Trading Company Inc., Plainfield, IN. H.F.D. No. 55, Inc., New York, NY. Harless Stone Contracting Co., Independence, MO. Host Network, Inc., Beverly Hills, CA. Housley Communications, Inc., San Angelo, TX. Ideal Technical Services, Inc., Mobile, AL. Industrial Trading, Inc., Cahokia, IL. Intercare Medical Management, Inc., Dover, DE. Just For Feet, Inc., Birmingham, AL. Legg Florist Incorporated, Kansas City, KS. Leisure Entertainment Corp., North York, Ontario, Canada. Linear Dynamics Inc., Parsippany, NJ. Loper Enterprises, Inc., Shawnee Mission, KS. Old America Store, Inc., Howe, TX. Pacific Linen, Inc., Woodinville, WA. Petcare Plus, Inc., Aurora, IL. Pleasant Hill Mfg. Co., Grandview, MO. Poage Insurance Services, Inc., Sacramento, CA. Premier Salons International, Inc., Edina, MN. Puritan-Bennett Corporation, Pleasanton, CA. Refractory Engineering & Construction, Inc., Long Beach, CA. Shambaugh & Son, Inc., Fort Wayne, IN. Southwest Professional Vehicles, Inc., Dallas, TX. Stevens & Tull, Inc., Midland, TX. The Casual Male, Inc., Readville, MA. The Izod Gant Corporation, New York, NY. The M.E.T. Plan, Inc., Overland Park, KS. Total-Tel USA Communications, Inc., Little Falls, NJ. Tubing Testers Corp., Perryton, TX. Williams Insulation Company of Austin, Inc., Austin, TX. Williams-Sonoma Stores, Inc., San Francisco, CA.

> Ron Thornburgh Secretary of State

Pooled Money Investment Board

Notice of Investment Rates

The investment rate is the minimum interest rate that banks must pay for municipal public funds. This rate, for the three-month, six-month, nine-month, one-year, eight-een-month and two-year maturities, is developed utilizing the Monday Wall Street Journal (Friday's rates) for these specific maturities. The average of these rates becomes the investment rate.

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 1997 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 9-7-98 through 9-13-98

Term		Rate
1-89 days		5.56%
3 months		4.97%
6 months		5.06%
9 months		5.07%
12 months		5.16%
18 months	i v	5.04%
24 months		4.94%
		Clyde Graeber Acting Chairman
		The second of th

Doc. No. 022878

State of Kansas

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for architectural services for a 16,000-square foot industry building at the Lansing Correctional Facility. This will be a metal building similar to one constructed at the El Dorado Correctional Facility, with four individual shop areas of 4,000 square feet each. The estimated construction cost is \$550,000.

For information regarding the scope of services, contact Mike Gaito, Department of Corrections, (785) 296-0883.

If interested, an original and six copies (seven total) of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (785) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. September 25.

Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 022885

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the following item will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (785) 532-6214 or fax (785) 532-5577 for additional information.

Monday, September 21, 1998 #90023

Research microscope for fluorescence and phase contrast

William H. Sesler Director of Purchasing

Doc. No. 022902

State of Kansas

Secretary of State

Certificate of the State Board of Canvassers

Primary Election, August 4, 1998

We the undersigned, constituting the State Board of Canvassers of the State of Kansas, do hereby certify that we have examined the certified abstract of votes on file in the office of the Secretary of State, as prescribed by law, and we find the statement given therein of the whole number of votes cast for the several candidates for the various National and State offices therein named is true and correct as shown by such abstract.

We further certify that each of the following named persons is entitled to a place on the official ballot as the candidate of his or her respective party, for the respective offices, at the General Election to be held on November 3, 1998, by virtue of receiving the greatest number of votes cast at said Primary Election for the various offices.

U.S. Senate

Paul Feleciano, Wichita, Democratic Sam Brownback, Topeka, Republican

U.S. House of Representatives, District 1
Jim Phillips, Moscow, Democratic
Jerry Moran, Hays, Republican

U.S. House of Representatives, District 2
Jim Clark, Topeka, Democratic
Jim Ryun, Lawrence, Republican

U.S. House of Representatives, District 3
Dennis Moore, Lenexa, Democratic
Vince Snowbarger, Olathe, Republican

U.S. House of Representatives, District 4
Jim Lawing, Wichita, Democratic
Todd Tiahrt, Goddard, Republican

Governor/Lt. Governor

Tom Sawyer, Wichita and Elizabeth Baker, Derby, Democratic

Bill Graves, Salina and Gary Sherrer, Wichita, Republican

Secretary of State

Don M. Rezac, Emmett, Democratic Ron Thornburgh, Topeka, Republican

Attorney General

Dan Lykins, Topeka, Democratic Carla J. Stovall, Topeka, Republican

Commissioner of Insurance

Kathleen Sebelius, Topeka, Democratic Bryan Riley, Wichita, Republican

State Treasurer

Rita Cline, Topeka, Democratic Tim Shallenburger, Baxter Springs, Republican

Kansas Senate, District 1

Tom Kautz, Atchison, Democratic Edward W. Pugh, Wamego, Republican

Kansas Senate, District 27

Barbara J. Firestone, Wichita, Democratic Leslie D. Donovan, Wichita, Republican

Kansas House of Representatives, District 1 Doug Gatewood, Columbus, Democratic Wayne Stith, Baxter Springs, Republican

Kansas House of Representatives, District 2 Robert "Bob" Grant, Cherokee, Democratic

Kansas House of Representatives, District 3 Ed McKechnie, Pittsburg, Democratic Terry L. Calloway, Pittsburg, Republican

Kansas House of Representatives, District 4 Larry Shoemaker, Fort Scott, Democratic Andrew Howell, Fort Scott, Republican

Kansas House of Representatives, District 5 Bill Feuerborn, Garnett, Democratic Wes Plaisted, Centerville, Republican

Kansas House of Representatives, District 6 Jene Vickrey, Louisburg, Republican

Kansas House of Representatives, District 7 Eugene E. "Gene" OBrien, Parsons, Democratic Joe Thornton, Parsons, Republican

Kansas House of Representatives, District 8 Richard R. Reinhardt, Erie, Democratic Steven C. Huebert, Chanute, Republican

Kansas House of Representatives, District 9 Stanley Dreher, Iola, Republican

Kansas House of Representatives, District 10 Caren Rugg, Ottawa, Democratic Ralph M. Tanner, Baldwin City, Republican

Kansas House of Representatives, District 11 Jim Garner, Coffeyville, Democratic

Kansas House of Representatives, District 12 Julie Wilson, Independence, Democratic Cindy Empson, Independence, Republican

Kansas House of Representatives, District 13 Mary Compton, Fredonia, Republican

Kansas House of Representatives, District 14 Robert H. Steffen, Olathe, Democratic Kay O'Connor, Olathe, Republican

Kansas House of Representatives, District 15 Andy Pettijohn, Olathe, Democratic John M. Toplikar, Olathe, Republican

Kansas House of Representatives, District 16 Frank Kutchko, Lenexa, Democratic Tim Carmody, Overland Park, Republican

Kansas House of Representatives, District 17 Lisa L. Benlon, Shawnee, Republican

Kansas House of Representatives, District 18 Patrick Miller, Shawnee, Democratic Phill Kline, Shawnee, Republican

Kansas House of Representatives, District 19 G. Gordon Atcheson, Overland Park, Democratic Phil Kline, Overland Park, Republican

Kansas House of Representatives, District 20 Donna B. Francis, Overland Park, Democratic Gerry Ray, Overland Park, Republican

Kansas House of Representatives, District 21 Claudia Jo Weaver, Prairie Village, Democratic Barbara P. Allen, Prairie Village, Republican

Kansas House of Representatives, District 22 Sue Storm, Overland Park, Democratic Paul Alvarado, Overland Park, Republican

Kansas House of Representatives, District 23 Thomas A. (Tom) Bettis, Shawnee, Democratic Cliff Franklin, Merriam, Republican

Kansas House of Representatives, District 24 Joseph A. Hoffman, Mission, Democratic Robert "Bob" Tomlinson, Roeland Park, Republican

Kansas House of Representatives, District 25 Sydney H. Pendleton, Prairie Village, Democratic Al Lane, Mission Hills, Republican

Kansas House of Representatives, District 26 Larry Campbell, Olathe, Republican

Kansas House of Representatives, District 27 Phyllis Gilmore, Stanley, Republican

Kansas House of Representatives, District 28 David Adkins, Leawood, Republican

Kansas House of Representatives, District 29 Doug Stone, Overland Park, Democratic Patricia Lightner, Overland Park, Republican

Kansas House of Representatives, District 30 David Huff, Lenexa, Republican

Kansas House of Representatives, District 31 Bonnie Sharp, Kansas City, Democratic

Kansas House of Representatives, District 32 Rick Rehorn, Kansas City, Democratic

Kansas House of Representatives, District 33 Tom Burroughs, Kansas City, Democratic

Kansas House of Representatives, District 34 David Haley, Kansas City, Democratic

Kansas House of Representatives, District 35 Broderick T. Henderson, Kansas City, Democratic (continued)

- Kansas House of Representatives, District 36 Doug Spangler, Kansas City, Democratic
- Kansas House of Representatives, District 37 Bill Reardon, Kansas City, Democratic
- Kansas House of Representatives, District 38 Margaret E. Long, Kansas City, Democratic Eve Kemple, Kansas City, Republican
- Kansas House of Representatives, District 39 Ray L. Cox, Bonner Springs, Republican
- Kansas House of Representatives, District 40 L. Candy Ruff, Leavenworth, Democratic John W. (Jack) Divine, Lansing, Republican
- Kansas House of Representatives, District 41 Marti Crow, Leavenworth, Democratic
- Kansas House of Representatives, District 42 Edward O'Brien, Tonganoxie, Democratic Kenny A. Wilk, Lansing, Republican
- Kansas House of Representatives, District 43 Merle Couch, DeSoto, Democratic John Ballou, Gardner, Republican
- Kansas House of Representatives, District 44 Barbara W. Ballard, Lawrence, Democratic
- Kansas House of Representatives, District 45
 Mike Rundle, Lawrence, Democratic
 Tom Sloan, Lawrence, Republican
- Kansas House of Representatives, District 46
 Troy Findley, Lawrence, Democratic
- Kansas House of Representatives, District 47 James P. Hack, Perry, Democratic Joann Flower, Oskaloosa, Republican
- Kansas House of Representatives, District 48 Jerry Henry, Cummings, Democratic
- Kansas House of Representatives, District 49
 Galen Weiland, Bendena, Democratic
 Dennis D. Pyle, Hiawatha, Republican
- Kansas House of Representatives, District 50 Scott Johnson, Mayetta, Democratic Becky J. Hutchins, Holton, Republican
- Kansas House of Representatives, District 51 Jene Angel, Topeka, Democratic Cindy Hermes, Topeka, Republican
- Kansas House of Representatives, District 52 Fran Lee, Topeka, Democratic Lynn Jenkins, Topeka, Republican
- Kansas House of Representatives, District 53 Dixie E. Toelkes, Topeka, Democratic
- Kansas House of Representatives, District 54
 Betty Phillips, Topeka, Democratic
 Doug Mays, Topeka, Republican
- Kansas House of Representatives, District 55 Annie Kuether, Topeka, Democratic Cheryl Brown Henderson, Topeka, Republican

- Kansas House of Representatives, District 56 Nancy Kirk, Topeka, Democratic Connie C. Burns, Topeka, Republican
- Kansas House of Representatives, District 57 Vaughn Flora, Topeka, Democratic
- Kansas House of Representatives, District 58 Rocky Nichols, Topeka, Democratic
- Kansas House of Representatives, District 59
 Roger A. Mersmann, Osage City, Democratic
 Joe D. Humerickhouse, Osage City, Republican
- Kansas House of Representatives, District 60 Raymond Fowler, Emporia, Democratic Lloyd A. Stone, Emporia, Republican
- Kansas House of Representatives, District 61 Vern Osborne, St. George, Republican
- Kansas House of Representatives, District 62 Kent Glasscock, Manhattan, Republican
- Kansas House of Representatives, District 63 Bruce F. Larkin, Baileyville, Democratic
- Kansas House of Representatives, District 64 Kathe Lloyd, Clay Center, Republican
- Kansas House of Representatives, District 65
 Bill Levinson, Junction City, Democratic
 Gerald G. Geringer, Junction City, Republican
- Kansas House of Representatives, District 66 Sydney Carlin, Manhattan, Democratic Jeff Peterson, Manhattan, Republican
- Kansas House of Representatives, District 67 Tom Buffington, Marquette, Democratic Jerry Aday, Ellsworth, Republican
- Kansas House of Representatives, District 68 Shari Weber, Herington, Republican
- Kansas House of Representatives, District 69 Bob Homolka, Salina, Democratic Deena L. Horst, Salina, Republican
- Kansas House of Representatives, District 70 Donald L. Dahl, Hillsboro, Republican
- Kansas House of Representatives, District 71 Eloise Lynch, Salina, Democratic Carol Edward Beggs, Salina, Republican
- Kansas House of Representatives, District 72 Garry G. Boston, Newton, Republican
- Kansas House of Representatives, District 73 Clark Schultz, Lindsborg, Republican
- Kansas House of Representatives, District 74 John D. Waltner, Hesston, Democratic Carl Krehbiel, Moundridge, Republican
- Kansas House of Representatives, District 75 William G. Mason, El Dorado, Republican
- Kansas House of Representatives, District 76 Peggy L. Long, Hamilton, Republican
- Kansas House of Representatives, District 77 Peggy Palmer, Augusta, Republican

- Kansas House of Representatives, District 78 Judy Showalter, Winfield, Democratic John D. Randolph, Winfield, Republican
- Kansas House of Representatives, District 79 Joe D. Shriver, Arkansas City, Democratic
- Kansas House of Representatives, District 80 Bill McCreary, Wellington, Republican
- Kansas House of Representatives, District 81 Ted Powers, Mulvane, Republican
- Kansas House of Representatives, District 82 Don V. Myers, Derby, Republican
- Kansas House of Representatives, District 83
 Jo Ann Pottorff, Wichita, Republican
- Kansas House of Representatives, District 84 Jonathan "Joe" Wells, Wichita, Democratic
- Kansas House of Representatives, District 85 Gail Finney, Wichita, Democratic Tony Powell, Wichita, Republican
- Kansas House of Representatives, District 86 Henry M. Helgerson, Wichita, Democratic
- Kansas House of Representatives, District 87 Elizabeth Bishop, Wichita, Democratic Mike Farmer, Wichita, Republican
- Kansas House of Representatives, District 88 Gwen Welshimer, Wichita, Democratic Linda Baker, Wichita, Republican
- Kansas House of Representatives, District 89 Ruby Gilbert, Wichita, Democratic
- Kansas House of Representatives, District 90 Billie Vining, Wichita, Republican
- Kansas House of Representatives, District 91 Leo Casados, Wichita, Democratic Brenda Landwehr, Wichita, Republican
- Kansas House of Representatives, District 92 Douglas Johnston, Wichita, Democratic George Cannady, Wichita, Republican
- Kansas House of Representatives, District 93 Daniel J. Thimesch, Cheney, Democratic
- Kansas House of Representatives, District 94
 Dave Gregory, Wichita, Republican
- Kansas House of Representatives, District 95 Melany Barnes, Wichita, Democratic Richard Beemer, Wichita, Republican
- Kansas House of Representatives, District 96
 George R. Dean, Wichita, Democratic
- Kansas House of Representatives, District 97 Stan Reeser, Wichita, Democratic Dale A. Swenson, Wichita, Republican
- Kansas House of Representatives, District 98 Geraldine Flaharty, Wichita, Democratic Mike Petersen, Wichita, Republican
- Kansas House of Representatives, District 99
 Dick Tatro, Wichita, Democratic
 Susan Wagle, Wichita, Republican

- Kansas House of Representatives, District 100 Carlos Mayans, Wichita, Republican
- Kansas House of Representatives, District 101 Tim Tedder, South Hutchinson, Democratic Steven W. Graber, Hutchinson, Republican
- Kansas House of Representatives, District 102
 Janice L. Pauls, Hutchinson, Democratic
- Kansas House of Representatives, District 103
 Thomas Klein, Wichita, Democratic
 Michael Shea, Wichita, Republican
- Kansas House of Representatives, District 104 Sherri L. Yourdon, Hutchinson, Democratic Michael R. ("Mike") O'Neal, Hutchinson, Republican
- Kansas House of Representatives, District 105 Richard Alldritt, Harper, Democratic Mick Gillig, Kiowa, Republican
- Kansas House of Representatives, District 106 Sharon Schwartz, Washington, Republican
- Kansas House of Representatives, District 107 Joann Lee Freeborn, Concordia, Republican
- Kansas House of Representatives, District 108 Dennis McKinney, Greensburg, Democratic
- Kansas House of Representatives, District 109 Clay Aurand, Courtland, Republican
- Kansas House of Representatives, District 110 Dan Johnson, Hays, Republican
- Kansas House of Representatives, District 111 Eber E. Phelps, Hays, Democratic
- Kansas House of Representatives, District 112 John Edmonds, Great Bend, Republican
- Kansas House of Representatives, District 113 Bob Bethell, Alden, Republican
- Kansas House of Representatives, District 114 Melvin G. Minor, Stafford, Democratic L.J. "Pinky" Roberts, Sylvia, Republican
- Kansas House of Representatives, District 115 Melvin J. Neufeld, Ingalls, Republican
- Kansas House of Representatives, District 116 Ethel M. Peterson, Dodge City, Democratic Areba H. Harper, Dodge City, Republican
- Kansas House of Representatives, District 117 Gary E. McBee, Dighton, Democratic Robin L. Jennison, Healy, Republican
- Kansas House of Representatives, District 118 Gayle Mollenkamp, Quinter, Republican
- Kansas House of Representatives, District 119 Laura McClure, Osborne, Democratic Art Howell, Lincoln, Republican
- Kansas House of Representatives, District 120 Kathryn Focke Wilkens, Bird City, Democratic John M. Faber, Atwood, Republican
- Kansas House of Representatives, District 121 Jim Morrison, Colby, Republican

(continued)

- Kansas House of Representatives, District 122 Gary K. Hayzlett, Lakin, Republican
- Kansas House of Representatives, District 123 Ward Loyd, Garden City, Republican
- Kansas House of Representatives, District 124
 Jerold Hubbard, Johnson, Democratic
 Bill Light, Rolla, Republican
- Kansas House of Representatives, District 125 Carl D. Holmes, Liberal, Republican
- State Board of Education, District 1
 Janet Waugh, Kansas City, Democratic
- State Board of Education, District 3
 John P. (Jack) Davidson, Lawrence, Democratic
 John W. Bacon, Olathe, Republican
- State Board of Education, District 5
 Neal K. Mann, Quinter, Democratic
 I.B. Sonny Rundell, Syracuse, Republican
- State Board of Education, District 7
 Larry R. Tucker, Hutchinson, Democratic
 Harold L. Voth, Haven, Republican
- State Board of Education, District 9
 Harry Coker, Parsons, Democratic
 Val DeFever, Independence, Republican
- District Court Judge, District 13, Division 1 John E. Sanders, Eureka, Republican
- District Court Judge, District 13, Division 4 W.F. Rusty Davis, El Dorado, Democratic Mike Ward, El Dorado, Republican
- District Court Judge, District 14, Division 1
 Rawley J. (Judd) Dent, Independence, Republican
- District Court Judge, District 14, Division 2 Jack L. Lively, Coffeyville, Republican
- District Court Judge, District 16, Division 1
 Daniel L. Love, Dodge City, Democratic
 Linda L. Eckelman, Dodge City, Republican
- District Court Judge, District 18, Division 4 David W. Kennedy, Wichita, Republican
- District Court Judge, District 18, Division 5 Greg Waller, Wichita, Democratic Jon L. Frobish, Newton, Republican
- District Court Judge, District 18, Division 7
 David W. Dewey, Wichita, Republican
- District Court Judge, District 18, Division 8
 Tim Lahey, Wichita, Republican
- District Court Judge, District 18, Division 15 Paul Buchanan, Wichita, Republican
- District Court Judge, District 18, Division 17 Tom Malone, Wichita, Democratic
- District Court Judge, District 18, Division 18. James G. Beasley, Wichita, Republican
- District Court Judge, District 18, Division 19 Mark A. Vining, Wichita, Republican
- District Court Judge, District 19, Division 3
 J. Michael Smith, Arkansas City, Republican

- District Court Judge, District 20, Division 1 Barry A. Bennington, St. John, Democratic
- District Court Judge, District 22, Division 1 James A. Patton, Hiawatha, Republican
- District Court Judge, District 24
 J. Byron Meeks, Kinsley, Republican
- District Court Judge, District 26, Division 1 Tom R. Smith, Liberal, Republican
- District Court Judge, District 26, Division 3 Kim R. Schroeder, Hugoton, Republican
- District Court Judge, District 27, Division 1
 Richard J. Rome, Hutchinson, Democratic
 Victoria M. Kumorowski, Hutchinson, Republican
- District Court Judge, District 27, Division 3 Steven R. Becker, Buhler, Republican
- District Court Judge, District 29, Division 3 John J. McNally, Kansas City, Democratic
- District Court Judge, District 29, Division 4
 George A. Groneman, Kansas City, Democratic
- District Court Judge, District 29, Division 5
 J. Dexter Burdette, Kansas City, Democratic
- District Court Judge, District 29, Division 6 Cordell D. Meeks, Kansas City, Democratic
- District Court Judge, District 29, Division 10 Jan Way, Kansas City, Democratic
- District Court Judge, District 29, Division 11 Bill D. Robinson, Kansas City, Democratic
- District Court Judge, District 29, Division 12 Philip L. Sieve, Kansas City, Democratic
- District Court Judge, District 29, Division 15 Ernest L. Johnson, Kansas City, Democratic
- District Magistrate Judge, District 17, Position 3 Wilda June Brown, Norton, Republican
- District Magistrate Judge, District 20, Position 3
 Michael R. Allen, Russell, Democratic
 Marty K. Clark, Russell, Republican
- District Magistrate Judge, District 22, Position 1 Don Sallee, Troy, Republican
- District Magistrate Judge, District 22, Position 3 James B. (Jim) O'Connor, Seneca, Democratic
- District Magistrate Judge, District 23, Position 1 Lois B. Werner, Gove, Republican

In testimony whereof, we have hereunto subscribed our names this 28th day of August, A.D. 1998.

Bill Graves Governor

Ron Thornburgh Secretary of State Carla J. Stovall Attorney General

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization subject to certain conditions.

Public Notice No. KS-AG-98-116/121

Name and Address	Legal	Receiving
of Applicant	Description	Water
Jeff D. Bina Route 3, Box 187	SE/4 of Section 18, T18S, R4E, Marion	Neosho Riv

Marion, KS 66861 County Kansas Permit No. A-NEMN-S020

This is a new facility for 350 head (140 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 2.3 acre inch per acre per year and solids shall be applied at not greater than 12 ton per acre.

Dewatering equipment shall be obtained within four months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 9,315 gallons per day and dispersing the wastewater over 1.0 acre of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

This permit requires compliance with the applicable provisions of H.B. 2950, effective May 7, 1998. The permit further requires compliance with the applicable regulations adopted thereafter.

Name and Address of Applicant	Legal Description	Receiving Water
David Boehm	SW/4 of Section 14,	Marais des
40872 W. 273rd	T16S, R21E, Miami	Cygnes River
Wellsville, KS 66092	County	

Kansas Permit No. A-MCMI-S030

This is a new facility for 145 head (28 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs.

Name and Address Legal Receiving of Applicant Description Water

Michael I. Kendall NW/4 of Section 36, Smoky Hill River

602 2nd Road T10S, R1E, Clay

Longford, KS 67458 County Kansas Permit No. A-SHCY-M001

This is an existing facility for 45 head (63 animal units) of dairy cows.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address	Legal Receiving
of Applicant	Description Water
Kohake Dairy	SW/4 of Section 20, Missouri River
Box 100	T3S, R12E, Nemaha

Centralia, KS 66415 County Kansas Permit No. A-MONM-M019

This is a new facility for 120 head (168 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Opportunity Feeders, Inc.	NE/4 of Section 14,	Cimarron River
601 Ark Ave.	T33S, R30W, Meade	Basin

Kismet, KS 67869 County

Kansas Permit No. A-CIME-H005 Federal Permit No. KS-0094692

This is a new facility for 5,760 head (2,304 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. A plan shall be submitted to the department within six months following permit issuance. The approved plan will become part of this permit.

The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs.

Upon completion of the placement and compaction of the clay liner, permeability tests shall be conducted. Copies of permeability tests shall be submitted to the KDHE office at 302 McArtor, Dodge City, KS 67801, within three months of the completion of the lagoon.

This permit requires compliance with any applicable provision of H.B. 2950 and any applicable regulations developed thereafter.

Name and Address of Applicant	Legal Description	Receiving Water
Summitt Farms	SW/4 of Section 1,	Missouri River
Atten: Wayne Grimm	T2S, R15E, Brown	Basin
Route 1, Box 6	County	The State of
Morrill, KS 66515		

Kansas Permit No. A-MOBR-S028

This is an existing facility for 1,224 head of swine and 150 head of beef cattle (640 animal units).

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Waste-(continued) water storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs.

Public Notice No. KS-98-107/110

Name and Address of Applicant

Ash Grove Aggregates, Inc. P.O. Box 70 Butler, MO 64730

Waterway Marais des Cygnes

River via Marmaton River via unnamed tributary

Type of Discharge Quarry

dewatering and stormwater

Kansas Permit No. I-MC46-PO01 Federal Permit No. KS0090221

Legal: NW1/4, S34, T25S, R22E, Bourbon County Facility Name: Uniontown Quarry #84

Facility Description: The proposed action is to reissue a permit for the discharge of wastewater from an existing quarry operation. This is a limestone quarrying and crushing operation with no washing. The only discharge is quarry pit dewatering and uncontaminated stormwater runoff. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant Bromley Quarry & Asphalt

P.O. Box 670 Atchison, KS 66002

Waterway Missouri River via Independence Creek via Deer

Discharge Quarry dewatering and stormwater

Type of

Kansas Permit No. I-MO01-PO03

Federal Permit No. KS0079332

Legal: SE14, S19, T5S, R20E, Atchison County

Facility Name: Atchison Ouarry

Facility Description: The proposed action is to reissue a permit for the discharge of wastewater from an existing quarry operation. This facility quarries limestone rock and occasionally washes the rock. Also, this facility operates an asphalt plant on-site. Quarry wash water, pit water and stormwater runoff are directed to a settling pond and treated prior to discharge. All process wastewater from the asphalt plant, including the scrubber water, is directed to a pit from which the water is recycled and does not discharge. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Creek

Name and Address of Applicant City of Hutchinson P.O. Box 1567, Route 4 Hutchinson, KS 67501

Waterway Arkansas River

Discharge Treated domestic wastewater

Kansas Permit No. M-AR49-IO01

Federal Permit No. KS0036188

Legal: NW1/4, S33, T23S, R5W, Reno County

Facility Name: Hutchinson WWTP

Facility Description: The proposed action is to reissue a permit for the discharge of wastewater from an existing wastewater treatment facility. The permit was public noticed in January 1998. Revisions have been made to the 7Q10 flow, resulting in more stringent requirements. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Name and Address of Applicant Olathe Aggregate Asphalt Sales 23200 W. 159th Olathe, KS 66061

Waterway Kansas River via Cedar Creek via unnamed tributary

Type of Discharge Quarry dewatering and stormwater

Kansas Permit No. I-KS52-PO07

Federal Permit No. KS0089290

Legal: NE1/4, S16, T14S, R23E, Johnson County

Facility Name: Olathe Aggregates

Facility Description: The proposed action is to reissue a permit for the discharge of wastewater from an existing quarry operation. This is

a limestone quarrying and crushing operation with no washing. A retention pond is on-site, which would treat stormwater runoff. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Public Notice No. KS-ND-98-029

Name and Address of Applicant West Plains Energy 105 S. Victoria Ave. P.O. Box 75

Legal Location Legal: S14, T5S, R1E, Washington Type of Discharge Treated process wastewater

County

Pueblo, CO 81002-0075

Kansas Permit No. I-LR06-NO03

Facility Name: Clifton Generating Station

Facility Description: The proposed action is to reissue an existing permit for operation of an existing natural gas turbine electric power generating station treating primarily processed wastewater. It is currently utilized to generate stand-by, peaking power only. Untreated cooling water is obtained from on-site wells and passed through evaporative coolers used for cooling intake air to the gas turbine units. Spent cooling water is contained in an aboveground concrete basin. Overflow of the spent cooling water from the basin is directed to an earthen detention pond. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Public Notice No. KS-PT-98-013

Name and Address of Applicant Abco Wire & Metal **Products**

Receiving Facility Russell MWWTP

Type of Discharge Processed wastewater

P.O. Box 313 Russell, KS 67665

Kansas Permit No. P-SH31-OO01

Facility Description: The proposed action is to reissue an existing pretreatment permit for the above named facility. This facility manufactures wire magazine racks and office furniture and is capable of performing chromium and nickel electroplating. Also, this facility has an iron phosphating (conversion coating) and electrostatic powder coating operations. The permit limits are pursuant to state and federal pretreatment requirements.

Written comments on the draft permits must be submitted to the attention of Dorothy Geisler for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before October 10 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-98-116/121, KS-98-107/110, KS-ND-98-029, KS-PT-98-013) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/ or announcement of the public notice or public hearing is handled by the Kansas Department of Health and En-

vironment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

> Gary R. Mitchell Secretary of Health and Environment

Doc. No. 022901

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Boeing has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to operate an aluminum oxide blast system and three shot peen systems, and add and replace equipment. Emissions of oxides of nitrogen, carbon monoxide, volatile organic compounds, particulate matter, and particulate matter equal to or less than 10 microns in size were evaluated during the permit review process.

Boeing, Wichita, owns and operates the stationary source located at 3801 S. Oliver, Wichita, at which the aluminum oxide blast system and shot peen systems are

operating.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Wichita-Sedgwick County Department of Community Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (785) 296-6427, at the KDHE central office, or Randy Owen, (316) 268-8448, at the Wichita-Sedgwick County Department of Community Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close

of business October 12.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business October 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 2 p.m. Thursday, September 17, at Kansas, Inc., 632 S.W. Van Buren, Suite 100, Topeka. The meeting is open to the public.

> Leroy Gattin Chairman

Doc. No. 022891

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Gordon-Piatt Energy Group, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Gordon-Piatt Energy Group, Inc. owns and operates a burner assemblage facility located at C Street and Warehouse Road, Strother Field Industrial Park, Winfield.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE south central district office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact David A. Peter, (785) 296-1615, at the KDHE central office, or David Butler, (316) 337-6020, at the KDHE south central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to David A. Peter, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close

of business October 12.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business October 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment

Doc. No. 022897

Workers Compensation Advisory Council

Notice of Meeting

The Kansas Workers Compensation Advisory Council will meet at 7 p.m. Tuesday, September 15, at the Doubletree Hotel, 10100 College Blvd., Overland Park. For additional information, contact the director of the Division of Workers Compensation, 800 S.W. Jackson, Suite 600, Topeka, 66612-1227, (785) 296-4000.

Wayne L. Franklin Secretary of Human Resources

Doc. No. 022892

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Ash Grove Cement Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a new kiln dust transfer and storage system. Emissions of particulate matter and particulate matter less than 10 microns were evaluated during the permit review process.

Ash Grove Cement Company owns and operates the stationary source located at 1801 N. Santa Fe, Chanute, at which the transfer and storage system is to be installed.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southeast district office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Shawn A. Howell, (785) 296-1993, at the KDHE central office, or Lynn Ranabargar, (316) 431-2390, at the KDHE southeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Shawn A. Howell, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business October 12.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business October 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment

Doc. No. 022898

State of Kansas

Speech-Language Pathology and Audiology Advisory Board

Notice of Meeting

The Speech-Language Pathology and Audiology Advisory Board will meet at 10 a.m. Thursday, October 1, in Room C of the Kansas-National Education Association (K-NEA) Building, 715 W. 10th, Topeka.

Lesa Bray, Director Health Occupations Credentialing

Doc. No. 022895

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. LRM Industries, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to operate a concrete batch plant. Emissions of particulate matter (PM) and particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process.

LRM Industries, Inc., Lawrence, owns and operates the stationary source located on the south side of Highway K-10, Lawrence, at which the concrete batch plant is to be

installed and operated.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (785) 296-6438, at the KDHE central office, or Pat Simpson, (785) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close

of business October 12.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business October 12 in order for the Secretary of Health and Environment to consider the request.

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Gary R. Mitchell Secretary of Health and Environment

Department of Transportation

Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 98-00 by adding the following projects:

Project X-2028-01, Flashing light signal, Burlington Northern and Santa Fe Railroad and K-15 (Buckey Street) in Abilene, Dickinson County

Project X-2030-01, Flashing light signal, Burlington Northern and Santa Fe Railroad and 3rd Street in Abilene, Dickinson County

Project X-2031-01, Flashing light signal, Union Pacific Railroad and Chestnut Street in Junction City, Geary County

Project X-2032-01, Flashing light signal, Union Pacific Railroad and RS-259 east of Osawatomie, Miami County

Project X-2033-01, Flashing light signal, Union Pacific Railroad and RS-4836 (State Street) west of Salina, Saline County

Project X-2035-01, Automated horn system, Union Pacific Railroad and Jackson Street, Walnut Street, Broadway Street, Center Street and Carolina Street in Marysville, Marshall County

Project X-2038-01, Flashing light signal, Kyle Railroad and US-283 in Norton, Norton County

Project X-2039-01, Flashing light signal, Kyle Railroad and Cherry Street in Goodland, Sherman County

Project K-0371-01, Preliminary engineering, K-44 over Bluff Creek drainage, Rock Creek, Silver Creek and Silver Creek drainage east of Jct. K-179, Harper County

Project K-7333-01, Preliminary engineering, K-23 over the Saline River, Sheridan County

Project K-7334-01, Preliminary engineering, US-160 over Johnson Creek, Clark County

Project K-7335-01, Preliminary engineering, K-7 over Little Osage River, Bourbon County

Project K-7336-01, Preliminary engineering, US-54 over Walnut Creek, Bourbon County

Project K-7337-01, Preliminary engineering, US-281 over Landon Creek and Smoky Hill River, Russell County

Project K-7338-01, Preliminary engineering, K-17 over Smoots Creek, Kingman County

The STIP amendment requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (785) 296-7916, fax (785) 296-0723.

This information is available in alternative accessible formats. To obtain an alternative format, contact the

KDOT Office of Transportation Information, (785) 296-3585 (Voice/TTY).

The comment period regarding the STIP amendment will conclude October 12.

E. Dean Carlson Secretary of Transportation

Doc. No. 022894

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Midwest Woodworking Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compounds and hazardous air pollutants were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Midwest Woodworking Inc., La Cygne, owns and operates a facility for the fabrication and assembly of wood household furniture located at 1 Industrial Park, La Cygne.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southeast district office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Donald J. Law, (795) 291-3271, at the KDHE central office, or Lynn Ranabarger, (316) 431-2390, at the KDHE southeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Donald J. Law, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business October 12.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business October 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment

Office of the Governor

Executive Order No. 98-7

Modifying the Adoption and Extension
of the Application of Certain Rules and Regulations
of the Secretary of Administration
to Certain Positions in the Unclassified Service
Under the Kansas Civil Service Act

WHEREAS, administrative regulations of the Secretary of Administration have been adopted for classified em-

ployees; and

WHEREAS, on October 4, 1985, Executive Order No. 85-84 adopted and extended the application of certain administrative regulations of the Secretary of Administration to certain positions in the unclassified service under the Kansas Civil Service Act;

NOW, THEREFORE, pursuant to the authority vested in me as Governor and chief executive of the State of Kansas, I hereby adopt and extend the application of the following Kansas Administrative Regulations of the Secretary of Administration to unclassified employees under the Kansas Civil Service Act whose salaries are established or approved by the Governor, with limitations, expansions, or further definitions as hereinafter specified:

K.A.R. 1-2-46. Length of Service.

K.A.R. 1-5-24. Overtime.

K.A.R. 1-9-1. Hours of Work.

K.A.R. 1-9-2. Holidays.

K.A.R. 1-9-3. Request and Approval of Leave; Authorized Leave; Unauthorized Leave.

K.A.R. 1-9-4. Vacations.

K.A.R. 1-9-5. Sick Leave.

K.A.R. 1-9-6. Leave Without Pay.

K.A.R. 1-9-7a. Military Leave; Voluntary or Involuntary Service in the Armed Forces.

K.A.R. 1-9-7b. Military Leave; Voluntary or Involuntary Service with Reserve Component of the Armed Forces.

K.A.R. 1-9-7c. Military Leave; State Duty with Kansas National Guard or State Guard when Organized.

K.A.R. 1-9-8. Jury Duty; Other Required Appearances Before a Court or Other Public Body.

K.A.R. 1-9-12. Funeral or Death Leave.

K.A.R. 1-9-13. Payment for Accumulated Vacation Leave and Compensatory Time Credits Upon Separation.

K.A.R. 1-9-14. Transfer of Leave Credits.

K.A.R. 1-9-22. Job Injury Leave.

K.A.R. 1-9-23. Shared Leave. Shall include all benefits eligible unclassified employees.

K.A.R. 1-9-24. Disaster Service Volunteer Leave. K.A.R. 1-9-27. Family and Medical Leave Act of 1993 (FMLA).

K.A.R. 1-11-1. Resignation. Sub-sections (a) and (b) adopted.

K.A.R. 1-13-1a. Content and Disclosure of Information in Employees' Official Personnel Records.

K.A.R. 18-1-2. Service Awards.

An unclassified employee shall be considered to be a temporary employee if the employee will be employed in an agency for less than six (6) months. Nothing contained in this Order shall apply to certain unclassified part-time positions exempted by the Secretary of Administration with the approval of the Governor.

The application of the above-cited administrative regulations to the unclassified service shall commence on the

effective date of this document.

Resolution of any conflict arising from the adoption and application of these administrative regulations to the unclassified services shall be by the Secretary of Administration, subject to appeal to the Governor.

From and after the effective date of this Executive Order, Executive Order No. 85-84 is hereby superseded by this Order and the force and effect of Executive Order

No. 85-84 is hereby rescinded.

This document shall be filed with the Secretary of State as Executive Order No. 98-7 and shall become effective on October 4, 1998.

Bill Graves Governor Attest: Ron Thornburgh Secretary of State

Doc. No. 022890

(Published in the Kansas Register September 10, 1998.)

Notice of Call for Redemption to the Registered Owners of City of Chanute, Kansas

Electric Light, Water and Gas Systems Revenue Bonds Series 1990, Dated August 1, 1990

Notice is hereby given that pursuant to the provisions of Article III of the Second Supplemental Trust Indenture of the City of Chanute, Kansas (the issuer), the above mentioned bonds maturing November 1, 2005, and thereafter (the called bonds), have been called for redemption and payment on November 1, 1998 (the redemption date), at the principal office of the Kansas State Treasurer, Topeka, Kansas (the bond registrar and paying agent).

* *	Serial Bonds	
Maturity	Principal	Interest
November 1	Amount	Rate
2005	\$600,000	6.90%
2006	\$650,000	6.90%
	Term Bonds	
Maturity	Principal	Interest
November 1	Amount	Rate
2010	\$3,045,000	7.00%

On the redemption date there shall become due and payable, upon the presentation and surrender of each such called bond, the redemption price thereof equal to 100 percent of the principal amount thereof together with interest accrued to the redemption date. Interest shall cease to accrue on the bonds called for redemption from and after the redemption date provided such funds for redemption are on deposit with the paying agent.

City of Chanute, Kansas By Kansas State Treasurer Topeka, Kansas as Paying Agent

Department of Administration

Public Notice

Under requirements of K.S.A. 1997 Supp. 65-34,117(c), records of the Division of Accounts and Reports show the unobligated balances are \$2,462,492.30 in the underground petroleum storage tank release trust fund and \$940,787.85 in the aboveground petroleum storage tank release trust fund at August 31, 1998.

Daniel R. Stanley Secretary of Administration

Doc. No. 022880

(Published in the Kansas Register September 10, 1998.)

Summary Notice of Bond Sale \$172,000

Pottawatomie County, Kansas General Obligation Bonds, Series 1998

(General obligation bonds payable from unlimited ad valorem taxes)

Bond Sale Particulars

Subject to the terms and conditions of the complete official notice of bond sale dated September 10, 1998, of Pottawatomie County, Kansas, in connection with the issuance of the county's General Obligation Bonds, Series 1998, as hereinafter described, sealed, written bids will be received at the office of the county clerk at the Pottawatomie County'Administration Building, 207 N. 1st, Westmoreland, KS 66549, until 10 a.m. Thursday, September 17, 1998, for the purchase of the bonds. All bids will be publicly opened, read aloud and tabulated on said date and at said time and will thereafter be immediately considered and acted upon by the governing body of the county.

No oral or auction bids for the bonds will be considered, and no bids for less than the entire series of bonds will be considered.

Bids will be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the county clerk. Bids may be submitted by mail or may be delivered in person, and must be received at the place and not later than the date and time herein specified. Each bid must be accompanied by a good faith deposit in the form of a qualified financial surety bond or certified or cashier's check drawn on a bank located within the United States, each made payable to the order of the county and in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The aggregate principal amount of the bonds is \$172,000. The bonds will be dated as of October 1, 1998, and will be issued as fully registered bonds in the denomination of \$5,000, except for one bond maturing in 1999 in the denomination of \$7,000, or integral multiples in excess thereof not exceeding the principal amount of bonds maturing in any year. The bonds will bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds

are subject to redemption prior to their maturities as provided in the complete official notice of bond sale.

Interest on the bonds will be payable semiannually on April 1 and October 1 in each year, commencing April 1, 1999, and the bonds will mature serially on October 1 in each of the years and principal amounts as follows:

Principal	$\epsilon \sim 10^{-3} c_{\odot}$	Maturity
Amount		Date
\$17,000	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1999
15,000		2000
15,000	Contract Contract	2001
15,000		2002
10,000		2003
10,000		2004
10,000		2005
10,000		2006
10,000		2007
10,000	- 1	2008
10,000		2009
10,000		2010
10,000		2011
10,000		2012
10,000		2013

Payment of Principal and Interest

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds, and the principal of the bonds will be payable upon surrender at the paying agent's principal office in the City of Topeka, Kansas. Interest will be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon will constitute general obligations of the county, and the full faith, credit and resources of the county will be pledged to the payment thereof. The county is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the county for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, will be furnished and delivered at the expense of the county to the successful bidder, or at its direction, on or before October 9, 1998, at such bank or trust company or other qualified depository in the State of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere will be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Jonathan P. Small, Chartered, Topeka, Kansas, bond counsel, whose fees will be paid by the county. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The county's 1998 equalized assessed tangible valuation for computation of bonded debt limitations is (continued)

\$304,192,321. The county's outstanding general obligation bonded indebtedness, as of the date hereof, totals the principal amount of \$1,261,215, which includes the bonds described herein and temporary notes in the principal amount of \$625,000, which will be paid off in part from the proceeds of the bonds described herein.

Additional Information

For additional information regarding the county, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and the official bid form, all of which may be obtained from the county clerk at the address and telephone number shown below.

Dated September 10, 1998.

Susan L. Figge, County Clerk County Administration Building 207 N. 1st Westmoreland, KS 66549 (785) 457-3314 Fax (785) 457-3507

Doc. No. 022893

State of Kansas

Department of Wildlife and Parks

Permanent Administrative Regulations

Article 18.—SPECIAL PERMITS

115-18-13. Dark geese; management units, permits, and restrictions. (a) Dark geese shall include Canada geese, white-fronted geese, and black brant.

(b) The following dark goose management units are established for the taking of dark geese under special restrictions.

- (1) Marais des Cygnes Valley; unit 1: that part of Kansas bounded by a line from the Kansas-Missouri state line west on state highway K-68 to its junction with federal highway US-169, then southwest on federal highway US-169 to its junction with state highway K-7, then south on state highway K-7 to its junction with state highway K-31, then east on state highway K-31 to its junction with federal highway US-69, then north on federal highway US-69 to its junction with state highway K-239, then east on state highway K-239 to its junction with the Kansas-Missouri state line, then north on the Kansas-Missouri state line to its junction with state highway K-68, except federal and state sanctuaries.
- (2) Southeast; unit 2: that part of Kansas bounded by a line from the Kansas-Missouri state line east on federal highway US-160 to its junction with federal highway US-69, then north on federal highway US-69 to its junction with state highway K-39, then west on state highway K-39 to its junction with federal highway US-169, then south on federal highway US-169 to its junction with the Kansas-Oklahoma state line, then east on the Kansas-Oklahoma state line to its junction with the Kansas-Missouri state line, then north on the Kansas-Missouri state line to its junction with federal highway US-160, except federal and state sanctuaries.

(3) Flint Hills; unit 3: that part of Kansas bounded by a line from the junction of interstate highway I-35 and state highway K-57, then south and east on state highway K-57 to its junction with federal highway US-75, then south on federal highway US-75 to its junction with state highway K-39, then south and west on state highway K-39 to its junction with state highway K-96, then west on state highway K-96 to its junction with federal highway US-77, then north on federal highway US-77 to its junction with interstate highway I-70, then east on interstate highway. I-70 to its junction with federal highway US-75, then south on federal highway US-75 to its junction with interstate highway I-35, then west on interstate highway I-35 to its junction with state highway K-57, except federal and state sanctuaries.

(c) Dark goose hunting in management units 1 and 2 shall be by permit only. This requirement, however, shall not apply on any date approved by the United States fish and wildlife service as a youth waterfowl hunting day.

(1) Each dark goose permit shall be valid only in the management unit for which the permit is issued. An individual may purchase only one permit per dark goose management unit.

(2) Each dark goose permit shall be nontransferable, and each permit shall be signed and dated by the permittee in order to be valid.

(3) Each dark goose permit shall expire on June 30 following the date of issuance.

(d) Dark goose hunting in management units 1 and 2 shall require the possession of a state-issued carcass tag in addition to a dark goose permit. This requirement, however, shall not apply on any date approved by the United States fish and wildlife service as a youth waterfowl hunting day.

(1) The permittee shall attach the carcass tag to the leg of the goose immediately following the kill and before moving the carcass from the site of the kill. The carcass tag shall remain attached to the carcass until processed for consumption.

(2) Each carcass tag shall be nontransferable.

(3) Each carcass tag shall be valid for only one dark goose per carcass tag and shall expire on June 30 following the date of issuance.

(e) The statewide daily bag and possession limit for dark geese shall apply throughout the state, including

dark goose management units.

(f) In addition to other penalties prescribed by law, each dark goose permit or carcass tag shall be invalid from the date of issuance if obtained by an individual through misrepresentation or unauthorized application. Each dark goose permit or carcass tag obtained by an individual in excess of the number of dark goose permits or carcass tags authorized shall be invalid from the date of issuance. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807 and K.S.A. 32-1002; effective Aug. 15, 1994; amended Sept. 19, 1997; amended Sept. 25, 1998.)

Steven A. Williams Secretary of Wildlife and Patks

Board of Accountancy

Permanent Administrative Regulations

Article 2.—APPLICATIONS

74-2-7. Concentration in accounting. The "concentration in accounting" required to qualify for admission to the certified public accountant examination shall be as follows:

(a) At least 42 semester credit hours in business and general education courses, including the following:

(1) Macro- and micro-economics plus one upper division economics course;

(2) at least two courses in the legal aspects of business or business law;

(3) college algebra or higher level course;

(4) statistics and probability theory;

(5) computer systems and applications;

(6) finance;

(7) management and administration;

(8) marketing; and

(9) production, operations research, or applications of quantitative techniques to business problems;

(b) at least 11 semester credit hours in written and oral communications; and

(c) at least 30 semester credit hours in accounting theory and practice including:

(1) Financial accounting;

- (2) managerial accounting beyond an introductory course;
 - (3) auditing;

(4) income tax; and

(5) accounting systems beyond an introductory com-

puter course.

(d) Not to exceed a total of six hours, up to three hours of course requirements in each of subsections (a), (b), and (c) above may be waived by the board upon receipt of satisfactory verification that the applicant has otherwise met the requirements. (Authorized by and implementing K.S.A. 1-302a; effective Jan. 1, 1973; amended Feb. 15, 1977; amended May 1, 1978; amended May 1, 1979; amended July 22, 1991; amended Sept. 25, 1998.)

Article 4.—PERMITS TO PRACTICE

74-4-1. Permit to practice. (a) Each person who practices as a certified public accountant or licensed municipal public accountant practicing public accounting in Kansas, as defined in K.A.R. 74-5-2, shall hold an active

permit to practice.

- (b) Subsection (a) shall not apply to any certified public accountant or licensed municipal public accountant in temporary practice. (Authorized by K.S.A. 1997 Supp. 1-202 and K.S.A. 75-1119; implementing K.S.A. 1997 Supp. 1-316, K.S.A. 75-1119, and 75-1128; effective Jan. 1, 1966; amended Jan. 1, 1970; amended Jan. 1, 1972; amended May 1, 1985; amended Jan. 12, 1996; amended Sept. 25, 1998.)
- **74-4-4.** Experience requirement for permits. (a) The accounting experience required under K.S.A. 1-302b, and

amendments thereto, shall consist solely of rendering the kinds of services referred to in the definition of "practice of public accountancy" contained in K.A.R. 74-5-2.

(b) Equivalent employment experience gained outside the practice of public accountancy shall also be accepted by the board if it can be demonstrated that the applicant's experience was substantially the same as the services defined as "practice of public accountancy."

(c) The experience under subsection (a) or (b) above shall consist of full- or part-time employment that extends over a period of at least 12 months and at most 36 months and shall include at least 1,600 hours of accounting experience as defined above.

(d) The two years of experience required under K.S.A.

1-302b(b) may be satisfied by the following:

(1) A combination of one year's experience as defined under subsection (a) or (b) above, and one year of public accounting experience obtained on a full-time basis, representing the applicant's principal work activity; or

(2) two year's public accounting experience with at least one year of the employment being on a full-time basis, representing the applicant's principal work activity. (Authorized by and implementing K.S.A. 1997 Supp. 1-302b(c); effective, E-82-27, Dec. 22, 1981; effective May 1, 1982; amended Jan. 12, 1996; amended Sept. 25, 1998.)

74-4-7. Continuing education requirements. (a) Each applicant for renewal of a permit to practice as a certified public accountant in Kansas shall have completed a 40-hour program of acceptable continuing education during each year within the biennium period for renewal.

(b) Beginning with July 1, 1999, each applicant for renewal of a permit to practice as a certified public accountant in Kansas shall have completed an 80-hour program with a minimum of 20 hours in each year of acceptable continuing education during each biennium period for renewal.

(c) Each applicant for renewal of a permit to practice as a licensed municipal public accountant in Kansas shall have completed a 16-hour program of acceptable continuing education during each year within the biennium period. At least eight of the 16 hours shall be in the area of municipal accounting or auditing.

(d) Standards used to determine acceptable continuing

education

(1) One hour of credit shall be granted for each 50-minute period attended. Partial hours shall not be counted.

(2) Hours devoted to preparation by a lecturer or discussion leader for formal programs shall be computed at a maximum of one and a half hours for each contact hour of presentation. No time devoted to preparation by a par-

ticipant shall be counted.

(3) Hours served as a lecturer or discussion leader shall be included to the extent they contribute to the professional competence of the applicant. Repetitious presentations shall not be counted unless it can be demonstrated that the program content involved was substantially changed and the change required significant additional study or research.

(continued)

(4) Only one-half of the total continuing education hours required for permit renewal may be satisfied by instruction or service as a lecturer or discussion leader.

may be made by the board for reasons of health, military service, foreign residence, retirement, or for other good cause determined by the board.

(f) Any applicant for renewal of a permit to practice as a certified public accountant may carry over a maximum of 20 hours of continuing education earned in the 12-

month period preceding July 1 of each year.

- (g) If an applicant for renewal fails to obtain the continuing education required by this regulation, the applicant may be required by the board to obtain an additional eight hours of continuing education within a prescribed period of time before the applicant's permit to practice is renewed. (Authorized by and implementing K.S.A. 1997 Supp. 1-310, as amended by 1998 H.B. 2765, sec. 1, K.S.A. 75-1119; effective, E-82-27, Dec. 22, 1981; effective May 1, 1982; amended May 1, 1985; amended July 13, 1992; amended Sept. 25, 1998.)
- 74-4-8. Continuing education programs; requirements. (a) A program may be approved for continuing education credit under K.A.R. 74-4-7 if the program meets the following conditions:

(1) It is a formal program of learning that contributes directly to the professional competence of a permit holder

vand requires attendance.

(2) An outline of the program is prepared in advance and retained.

(3) The program is at least 50 minutes in length.

(4) The program is conducted by a person qualified in the subject area.

(5) A record of registration and attendance is retained.

(b) The following types of programs shall qualify as acceptable continuing education if they meet the requirements of subsection (a):

(1) Professional development programs of the American institute of certified public accountants, and of state societies and local chapters of certified public accountants:

(2) technical sessions at meetings of the American institute of certified public accountants, and of state societies and local chapters of certified public accountants;

(3) university or college credit courses. Each semester hour of credit shall equal 15 hours of continuing education credit. Each quarter hour of credit shall equal 10 hours of continuing education credit;

(4) university or college non-credit courses. These courses shall qualify for continuing education credit that equals the number of actual, full 50-minute class hours

attended;

(5) formal, organized, in-firm or inter-firm educational programs; and

(6) programs in other accounting, management, indus-

trial, or professional organizations.

(c) (1) Formal correspondence or other individual selfstudy programs that require registration, have a post-examination to be graded, and provide certificates of satisfactory completion may qualify for continuing education credit. The amount of credit for these programs shall be determined by the board, as follows: (A) Regular correspondence and self-study programs may receive one hour of continuing education credit for each 100 minutes spent on the course or program.

(B) Interactive self-study programs may receive one hour of continuing education credit for each 50 minutes spent on the interactive study program if the sponsors of such programs are approved either by the national continuing professional education registry or a state society

of certified public accountants.

- (2) The maximum amount of credit that may be satisfied each year in the biennial period by individual correspondence or self-study programs shall be 24 hours. Beginning with July 1, 1999, the maximum amount of credit that may be satisfied by individual correspondence or self-study programs shall be 48 hours, or 60 percent of the total required continuing education hours for the renewal period if the total required continuing education hours are less than 80 hours. The remainder of the yearly requirement shall be satisfied by attendance at continuing professional education programs meeting the requirements of subsection (a) above. (Authorized by and implementing K.S.A. 1997 Supp. 1-310, as amended by 1998 H.B. 2765, sec. 1, and K.S.A. 75-1119; effective, E-82-27, Dec. 22, 1981; effective May 1, 1982; amended May 1, 1985; amended Feb. 14, 1994; amended Sept. 25, 1998.)
- **74-4-9.** Continuing education controls and reporting. At the time of applying for renewal of the permit to practice, each applicant shall sign a statement provided by the board showing continuing education obtained during the months preceding the renewal date unless the applicant qualifies for the exemption outlined in K.S.A. 1-310 and amendments thereto. This statement shall include the following information: (a) The organization, school, firm or other sponsor conducting the program;

(b) the location of program attended;

- (c) the title of the program or course, or a brief description:
- (d) the dates attended or the date the program was completed; and
- (e) the number of full, 50-minute hours attended or earned.

The applicant may be required by the board to verify this information or to provide additional information as a part of the application for renewal of a permit to practice. (Authorized by and implementing K.S.A. 1997 Supp. 1-310, as amended by 1998 H.B. 2765, sec. 1 and K.S.A. 75-1119; effective, E-82-27, Dec, 22, 1981; effective May 1, 1982; amended May 1, 1985; amended Sept. 25, 1998.)

74-4-10. Requirements for initial or reinstated permits. Any applicant for an initial permit to practice or for reinstatement of a lapsed permit to practice as a certified public accountant in Kansas may be granted a permit on the condition that the applicant agrees to complete continuing education hours in an amount proportionate to the hours required for the renewal period, given the number of full months from the date of issuance of the permit to the June 30 renewal date. (Authorized by and implementing K.S.A. 1997 Supp. 1-310, as amended by 1998 H.B. 2765, sec. 1; effective, E-82-27, Dec. 22, 1981; effective May 1, 1982; amended Sept. 25, 1998.)

Article 5.—CODE OF PROFESSIONAL CONDUCT

74-5-202. Auditing standards. A certified public accountant or a licensed municipal public accountant shall not permit the accountant's name to be associated with financial statements in such a way as to imply that the accountant is acting as an independent certified public accountant or licensed municipal public accountant with respect to the financial statements unless the accountant has complied with applicable, generally accepted auditing standards as interpreted by statements on auditing standards issued by the American institute of certified public accountants in the "AICPA professional standards," Volumes 1 and 2, as in effect on June 1, 1998, and the 1998 revised Kansas municipal audit guide prescribed by the municipal accounting section of the division of accounts and reports, department of administration. Any accountant who does not conform to those standards shall provide justification for this departure. (Authorized by and implementing K.S.A. 1997 Supp. 1-202(c)(1) and K.S.A. 75-1119(a); effective Jan. 1, 1966; amended Jan. 1, 1972; amended Jan. 1, 1974; amended May 1, 1978; amended, E-82-27, Dec. 22, 1981; amended May 1, 1982; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 22, 1989; amended Jan. 7, 1991; amended July 13, 1992; amended Aug. 23, 1993; amended Sept. 26, 1994; amended Jan. 12, 1996; amended Sept. 25, 1998.)

74-5-203. Accounting principles. (a) Except as provided in subsection (b), a certified public accountant or a licensed municipal public accountant shall not express an opinion that financial statements are presented in conformity with generally accepted accounting principles if the financial statements depart from those accounting principles in any way that materially affects the financial statements as a whole.

- (b) Any certified public accountant or licensed municipal public accountant may express an opinion described in (a) if the accountant demonstrates that, due to unusual circumstances, the financial statement would otherwise be misleading. In such a case, the accountant's report shall describe the following:
 - The departure;
 - (2) the approximate effects, if practicable; and
- (3) the reasons why compliance with the principle would result in a misleading statement.
- (c) For purposes of this regulation, "generally accepted accounting principles" shall be considered to be pronouncements issued by the financial accounting standards board in its general and industry standards publications as in effect June 1, 1998. (Authorized by and implementing K.S.A. 1997 Supp. 1-202(c)(1) and K.S.A. 75-1119(a); effective Jan. 1, 1966; amended Jan. 1, 1974; amended May 1, 1978; amended, E-82-27, Dec. 22, 1981; amended May 1, 1982; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 22, 1989; amended Jan. 7, 1991; amended July 13, 1992; amended Aug. 23, 1993; amended Sept. 26, 1994; amended Jan. 12, 1996; amended Sept. 25, 1998.)

74-5-301. Confidential client information. (a) A certified public accountant shall not, without the consent of the certified public accountant's client, disclose any confidential information pertaining to the client obtained in the course of performing professional services.

(b) This regulation shall not be construed as having

any of the following purposes:

(1) Relieving a certified public accountant of any obligation under K.A.R. 74-5-202 and K.A.R. 74-5-203;

(2) affecting in any way the certified public accountant's obligation to comply with a validly issued subpoena or summons enforceable by order of a court;

(3) prohibiting disclosure in the course of a peer review of a certified public accountant's professional serv-

(4) precluding a certified public accountant from responding to any inquiry made by the board of accountancy or by any investigative or disciplinary body established by law or formally recognized by the board.

(c) Members of the board of accountancy and professional practice reviewers shall not disclose any confidential information that comes to their attention from certified public accountants in the course of disciplinary proceedings or in carrying out their official reponsibilities, except that they may furnish confidential information to any investigative or disciplinary body referenced in subsection (b). (Authorized by K.S.A. 1997 Supp. 1-202; effective Jan. 1, 1966; amended Jan. 1, 1974; amended May 1, 1978; amended Sept. 25, 1998.)

74-5-406. Firm names. (a) A certified public accountant shall not practice public accountancy under a firm name that includes descriptive words relating to the quality of services offered, or is misleading concerning the legal form, the persons who are partners, officers or shareholders of the firm, or with respect to which public communications are restricted by K.A.R. 74-5-403.

(b) A firm name shall not be considered to be misleading solely because it contains words describing the geographical area in which the services are offered or words describing the type of services actually being performed by the certified public accountants who are owners, partners, officers, or shareholders of the firm.

(c) A firm name or designation shall be considered to be misleading in any of the following instances:

(1) The name contains a misrepresentation of facts;

(2) the name is intended or is likely to create false or unjustified expectations of favorable results;

(3) the name implies education, professional attainment, or licensing recognition of its owners, partners or shareholders that is not supported in facts;

(4) a firm is a Kansas professional corporation or association, limited liability company, or general corporation, and the firm does not include its full legal name each time the firm name is used;

(5)(A) the terms "& Company," "& Associate," or any similar terms are used, but the firm does not include at least one other unnamed partner, shareholder, owner, or staff accountant holding both a Kansas certificate and a Kansas permit to practice as a certified public accountant; or

(continued)

(B) the plural term "& Associates" is used, but the firm does not include more than one other unnamed partner, shareholder, owner, or staff accountant holding both a Kansas permit to practice as a certificate and Kansas permit to practice as a certificate and Kansas permit to practice.

tified public accountant;

ration or association, limited liability company, or general corporation, and the firm fails to contain the personal name or names of one or more individuals presently or previously a partner, officer, or shareholder of the firm; 10(7) the name of the firm contains the name of one or more former partners, shareholders or owners without their written consent;

(8) the name of a firm that is a sole proprietorship fails

to contain the name of the sole proprietor; or

(9) the name contains other representations or implications that in reasonable probability will cause a person of ordinary prudence to misunderstand or to be deceived.

- (d) A partner or shareholder surviving the death or withdrawal of all other partners or shareholders may continue to practice under a partnership, professional corporation or association, limited liability company, or general corporation name for up to one year after becoming a sole practitioner. (Authorized by and implementing K.S.A. 1997 Supp. 1-202; effective May 1, 1978; amended Oct. 8, 1990; amended Aug. 23, 1993; amended Jan. 12, 1996; amended Sept. 25, 1998.)
- 74-5-407. Cooperation with the board. Each certified public accountant or licensed municipal public accountant shall cooperate in a timely manner with the board in its investigation of complaints or possible violations of the accounting statutes or the rules and regulations of the board. Cooperation shall include responding to written communications from the board sent by certified mail, return receipt requested, within 30 days of the date the communication was mailed or appearing before the board, or one or more of its members, upon request. (Authorized by and implementing K.S.A. 1997 Supp. 1-202 and K.S.A. 75-1119(a); effective May 1, 1978; amended May 1, 1979; amended, E-82-27, Dec. 22, 1981; amended May 1, 1982; amended May 1, 1982; amended Sept. 25, 1998.)

Article 6.—ADDITIONAL OFFICES

74.6-2. Management of an office. (a) Each office, as defined by K.A.R. 74-6-1, that is located in this state shall have one resident manager in charge who is the holder of a current permit to practice as a certified public accountant issued by this state and who devotes more than half of the resident manager's working time to the affairs of that office.

(b) Each individual practitioner, partnership, limited liability partnership, professional association or corporation, limited liability company or general corporation registered to practice in this state may, however, have one additional office that does not meet the resident manager requirement in subsection (a) if the additional office

meets the following requirements:

(1) A certified public accountant who holds a current permit to practice shall supervise directly the additional office as the resident manager and shall oversee the planning, administration, direction, and review of the services being performed in that office.

(2) The resident manager shall be present at least twothirds of the hours the office is listed as being open.

(3) The individual practitioner or firm shall register the additional office by providing a written statement to the board, listing the name of the resident manager and the days and hours the additional office will be advertised as being open. (Authorized by K.S.A. 1997 Supp. 1-202; implementing K.S.A. 1997 Supp. 1-308; effective Jan. 1, 1972; amended May 1, 1980; amended May 1, 1982; amended Aug. 21, 1989; amended Aug. 23, 1993; amended Jan. 12, 1996; amended Sept. 25, 1998.)

Article 11.—PEER REVIEW PROGRAM

74-11-6. Definitions. The following definitions are applicable whenever used throughout article 11 pertaining to peer reviews: (a) "AICPA" means the American institute of certified public accountants.

(b) "Applicant" means any certified public accountant holding a current permit to practice public accountancy

in this state.

(c) "Firm" means any organization formed for the practice of public accountancy that is registered with the board or is a sole proprietorship and any organization formed for the practice of public accountancy that employs one or more certified public accountants holding a current permit to practice.

(d) "Peer Review" means a review of a firm's accounting and auditing practice in accordance with applicable standards developed and published by the AICPA securities and exchange commission practice section or the AICPA standards for performing and reporting on peer

reviews, contained in the professional standards.

(e) "Peer review records" means all files, reports, and other information in the possession of a peer review team relating to the professional competence of a firm, or information concerning the peer review that was developed by a peer review team and that is in the possession of a firm.

(f) "Peer review team" means persons or organizations participating in the peer review program required by these regulations. It shall specifically include the team captain, team members, the report acceptance committee, and the oversight body, but shall not include the board.

(g) "Oversight body" means permit-holding certified public accountants appointed by the board who are independent of the report acceptance committee. The oversight body shall monitor all report acceptance committee meetings and report on program compliance to the board.

- (h) "Professional standards" means the "AICPA professional standards," volumes 1 and 2, published by the American institute of certified public accountants, as in effect on June 1, 1998, which are hereby adopted by reference.
- (i) "Report acceptance committee" means the component of the peer review team responsible for ensuring that the reviews are conducted in accordance with the peer review standards developed by the applicable body designated by the AICPA, as published in the professional standards, and that the peer review reports are in compliance with these standards.

(j) "Substantially similar review" means a peer review conducted in accordance with the provisions of this regulation and subject to the following standards:

(1) The peer review team shall be approved by a nationally recognized accounting organization as having the qualifications, training, and experience to perform the peer review function required by this regulation.

(2)(A) The peer review shall be conducted pursuant to peer review standards as issued by a nationally recognized peer review program that has received prior approval by the board and incorporates the requirements of

this regulation; or

(B) the peer review shall be conducted pursuant to a written submission detailing the qualifications of the peer review team to conduct the peer review and providing a written plan for the peer review illustrating the means of compliance with this regulation with the prior specific

approval of the board.

- (3) Each peer review program under this regulation that has been approved by the board shall include a review of each peer review by a report acceptance committee. The report acceptance committee shall consist of at least three members currently active in public practice at a supervisory level in the accounting and auditing function of a firm that has already had a peer review in compliance with either this regulation or requirements substantially similar to those of this regulation. A majority of the committee members shall possess the qualifications required by subsection (a) of K.A.R. 74-11-10 for a team
- (k) "Team captain" means the member of the peer review team who is responsible for organizing and conducting the peer review.
- (l) "Team member" means all individuals directly engaged in conducting the peer review. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- 74-11-7. Peer review required. (a) During the threeyear period preceding the application for issuance or renewal of a permit to practice, the applicant or applicant's firm shall have completed a peer review in accordance with article 11, or shall submit a certification that the firm has completed a peer review program endorsed or supported by the AICPA or other substantially similar review unless the applicant qualifies for a waiver under paragraph (b)(1)(B).

(1) If the applicant has been authorized to practice public accounting in another state prior to submitting the application, the applicant shall have completed a peer re-

view in accordance with article 11.

(2) The date of the letter certifying completion of a peer review shall be considered as the effective date of completion for purposes of this requirement.

(b)(1) Each application for renewal of a permit to prac-

tice shall include one of the following:

(A) A letter certifying completion of peer review issued to the firm by the review acceptance committee; or

- (B) a request for a waiver if the firm meets either of the following conditions:
- (i) The firm has not practiced public accounting, or has not performed any audits, reviews, compilations or attest

engagements during the 12 months preceeding this application. Before commencement of any financial reporting or attestation engagement, the firm shall have in place a system of internal quality control and shall notify the board, at which time the firm shall have come into compliance within 18 months. Failure to notify the board before commencement of any financial reporting or attestation engagement from a firm that has received a waiver shall be grounds on which the board may take disciplinary action.

(ii) The firm meets one of the other allowances for waiver set out in K.S.A. 1-501 and amendments thereto.

(2) At the board's discretion, a copy of the peer review report from a review conducted pursuant to article 11 may be requested. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)

74-11-8. General peer review provisions. Each peer review conducted pursuant to this regulation shall be conducted in accordance with the following terms. (a) Each reviewer shall perform the peer review in accordance with the professional standards.

(b) Independence shall be maintained with respect to the reviewer and the reviewed firm in accordance with

the provisions of K.A.R. 74-5-101.

- (c) A reviewer shall not have a conflict of interest with respect to the firm being reviewed or the clients of the firm whose engagements are selected for review. Review team members shall not have contact with or access to any client of the reviewed firm in connection with the review.
- (d) The review shall be directed to the professional aspects of the firm's accounting and auditing practice and shall not include the business aspects of that practice. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- 74-11-9. Team member. (a) Each individual serving as a team member, whether for an on-site or an off-site peer review, shall meet the following qualifications:

(1) Be currently licensed to practice as a certified public

accountant in this or another state;

(2) possess current knowledge of applicable professional standards;

3) be currently active in public practice;

(4) be currently performing the accounting or auditing function of a firm enrolled in an approved practice-monitoring program; and

(5) be functioning at a supervisory level as a proprietor, partner, shareholder, manager, or other person with

equivalent supervisory responsibilities.

(b) Each on-site review team member shall have at least five years of recent experience in the accounting and auditing function of the practice of public accounting.

(c) Each off-site peer review team member participating in any review of a firm that does not perform any engagements subject to the statements on auditing standards contained in the professional standards or audits of prospective financial statements shall have at least five years of recent experience within the accounting or auditing function of the practice of public accounting and

shall have completed a training course that meets requirements established by the board.

- (d) Each team member shall be associated with a firm that has received on its most recent peer review either of the following:
- (1) An unqualified, unmodified report on its system of quality control; or
- (2) a report from an off-site review that is not qualified, modified, or adverse for significant departures from professional standards. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- **74-11-10.** Team captain. Each team captain shall be responsible for organizing and conducting the peer review.
- (a) Each team captain shall meet the following qualifications:
- (1) Be a proprietor, partner, or shareholder of a registered firm;
- (2) have completed a training course that meets requirements established by the AICPA under the peer review standards contained in the professional standards;
- (3) be associated with a firm that has received on its most recent peer review either of the following:
- (A) An unqualified, unmodified report on its system of quality control; or
- (B) A report from an off-site review that is not qualified, modified, or adverse for significant departures from professional standards; and
- (4) meet relevant industry experience requirements for significant areas in which the reviewed firm practices, as established by the AICPA in the professional standards.
- (b) Each team captain shall be provided with copies of documents relating to the firm's last peer review, if one was completed, including reports, letters of comment, and responses thereto.
- (c) For specific portions of a peer review process, the team captain may use specialists not meeting all of the requirements of team members as set out in K.A.R. 74-11-8. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- **74-11-11.** On-site peer reviews. (a) Each firm not qualifying for an off-site peer review under K.A.R. 74-11-12 shall submit to an on-site peer review.
- (b) Each on-site peer review shall examine the firm's system of quality control for its accounting and auditing practice to ensure that the firm is in compliance with established quality control policies and procedures to the extent necessary to reasonably ensure conformity with the professional standards that are applicable to that firm's area of practice, including generally accepted accounting principles, generally accepted auditing standards, and statements on standards for accounting and review services.
- (c) Each on-site peer review shall include the following components:
- (1) There shall be a study and evaluation of the quality control policies and procedures in effect for the firm during a period of one year, which shall not have ended before the end of the previous calendar year.

(2) There shall be an examination of the elements of quality control, as defined in statements of quality control standards published in the professional standards, to the extent that they are applicable to the firm's practice.

Compliance tests related to quality control standards shall be performed by the reviewing team in a manner that is practical and applicable to the individual firm, taking into account factors including the nature of the firm's

practice and size of the firm.

- (3) (A) There shall be a review of specific selected financial reporting engagements with periods ending during the review year. The selected engagements shall constitute a reasonable cross-section of the firm's accounting and audit practice sufficient to provide a basis for reasonable conclusions as to the quality of the firm's services. At least one audit conducted pursuant to government auditing standards issued by the U.S. general accounting office shall be selected, as applicable. Greater weight shall be given to audit engagements that meet the following criteria:
- (i) If there is a significant public interest in the client, including publicly held clients, financial and lending institutions, and brokers and dealers in securities;
 - (ii) if the client is in another specialized industry; or

(iii) if there are any audits that are large, complex, or high-risk, or are initial audits of the reviewed firm.

- (B) A reviewed firm may provide to the review team legitimate reasons for not permitting the working papers for certain engagements to be reviewed. If the financial statements of an engagement selected for review are the subject of litigation or investigation by a government authority, or if the firm has been advised by a client that it will not permit the working papers for its engagement to be reviewed, the review team shall satisfy itself as to the reasonableness of the explanation. In order to reach a conclusion that the excluded engagements do not have to be reported as a scope limitation, the review team shall consider the number, size, and relative complexity of the excluded engagements and shall review other engagements in a similar area of practice, if possible, as well as other work of the supervisory personnel who participated in the excluded engagements.
- (4) There shall be a review of financial statements, accountants' reports, working paper files and correspondence, as well as discussions with professional personnel involved in rendering the firm's service.
- (A) Each team member shall document whether anything came to that team member's attention that caused the team member to believe that any of the following conditions exist:
- (i) The financial statements were not presented in all material respects in accordance with generally accepted accounting principles or other comprehensive basis of accounting, unless proper disclosure exists.

(ii) The firm did not have a reasonable basis under applicable professional standards for the report issued.

- (iii) The documentation on the engagement did not support the report issued.
- (iv) The engagement was not carried out in accordance with generally accepted auditing standards or other similarly recognized authoritative technical standards.

(v) The firm did not comply with its quality control

policies and procedures in all material respects.

(B) If during a peer review a team captain or team member discovers a failure as described in paragraph (A), the firm shall be promptly informed by the team captain. The firm shall immediately investigate and take whatever action is necessary to address the matter while keeping the team captain informed as to the investigation and actions taken.

(5) There shall be an interview of the responsible personnel engaged in performing the firm's professional

function.

(6) There shall be a review of other evidentiary material, including personnel files, administrative files, correspondence files relating to technical or ethical questions, and the firm's library.

(7) There shall be an exit conference conducted by the team captain to discuss with the firm the review team's

findings and recommendations.

- (8) A written report of the review shall be provided to the firm and the report acceptance committee within 30 days of the exit conference along with, when applicable, a letter of comments.
- (9) If applicable, a written response by the firm to the letter of comments outlining the actions to be taken with respect to the recommendations made by the peer review team shall be sent to the report acceptance committee within 30 days of receipt of the report from the team captain.
- (d) The firm shall respond promptly to questions raised in the review and shall take appropriate remedial and corrective actions as necessary with respect to any noted deficiencies. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- **74-11-12.** Off-site peer reviews. (a) An off-site peer review shall be available for each firm that performs review, compilation, or attestation engagements, but that performs no audits of historical financial statements, agreed-upon procedures engagements that are subject to the statements on auditing standards contained in the professional standards, or audits of prospective financial information.
- (b) Each off-site peer review shall be conducted to provide a reasonable basis for expressing limited assurance that the financial statements and related accountant's report on the review and compilation engagements submitted for review do not depart in a material respect from the requirements of recognized professional standards.

(c) Each firm shall provide summarized information as requested by the team captain to facilitate selection of the types of engagements to be submitted for review in accordance with the following principles:

cordance with the following principles:

(1) At least one engagement for each level of service shall be reviewed.

- (2) Clients operating in different industries shall be included in the review.
- (3) Engagements involving attestation engagements and prospective financial information as well as those involving historical financial statements shall be considered for inclusion in the review.
- (4) The number of engagements selected shall adhere to the guidelines outlined in the applicable peer review standards contained in the professional standards.

(d) Each firm shall submit to the team captain the appropriate financial statements and reports, along with specified background information and representation concerning each engagement.

(e) (1) An off-site peer review shall not include a review of the working papers prepared on the engagements, tests of the firm's administrative or personnel files, interviews of selected firm personnel, or other procedures

performed in an on-site peer review.

(2) An off-site peer review shall consist only of reading the historical or prospective financial statements submitted by the firm and the accountant's review or compilation report, together with certain background information and representations provided by the firm.

- (3) Each financial statement submitted shall be reviewed to determine whether or not it appears to conform to generally accepted accounting principles or, if applicable, another comprehensive basis of accounting, and to determine whether or not the report conforms with professional standards.
- (f) Within 30 days of the completion of the peer review, the firm and the report acceptance committee shall be furnished a written report of the findings and recommendations of the review team.
- (g) An off-site peer review shall not provide a basis for expressing an opinion as to the firm's quality control policies and procedures. However, the review team shall include in a letter of comments any significant failure to conform with the requirements of professional standards.
- (h) Within 30 days after a firm receives a report, that firm shall furnish to the report acceptance committee a copy of the report; a letter of comments, if applicable; and a written response to the letter of comments. (Authorized by and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- **74-11-13.** Letter of completion of peer review. (a) The report acceptance committee shall provide each firm reviewed with a letter certifying completion of a peer review.
- (b) Failure to comply with requests of the report acceptance committee shall be grounds for disciplinary action by the board. (Authorized by and implementing K.S.A. 1997 Supp. 1-501 and 1-311; effective Feb. 14, 1994; amended Sept. 25, 1998.)
- **74-11-14.** Waiver of peer review requirements. (a) At the time of permit renewal, a firm may request in writing, upon a form provided by the board, a waiver from the peer review requirement for one of the reasons outlined in K.S.A. 1-501 and amendments thereto.

(b) If the conditions that precipitated the waiver change, the firm shall be required to notify the board, in writing, within 30 days of the date of such change.

(c) Failure of the firm to comply with the terms, conditions, or limitations of a waiver granted by the board shall be grounds for disciplinary action by the board. (Authorized by K.S.A. 1997 Supp. 1-202 and 1-501 and implementing K.S.A. 1997 Supp. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998.)

Susan L. Somers Executive Director

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of September 14 through September 27:

Date	Room	Time	Committee	Agenda
September 14 September 15	519-S 519-S	10:00 a.m. 9:00 a.m.	Task Force on the Providers of Mental Health Services	Agenda not available.
September 14 September 15		Canceled Canceled	Special Committee on Federal and State Affairs	
September 15	531-N	10:00 a.m.	Special Committee on Financial	Hearings on the topic of
September 16	531-N	9:00 a.m.	Institutions/Insurance	reorganizing the state regulatory supervision of the executive branch applicable to financial institutions.
September 16	123-S	10:30 a.m.	Legislative Coordinating Council	Legislative matters.
September 16	514-S	10:00 a.m.	Special Committee on Judiciary	Topic No. 8—Abortion/Partial Birth
September 17	514-S	9:00 a.m.	openia communes on juniony	Abortion Issues.
				16th: Staff overview. 17th: Testimony of conferees.
Comtombou 16	E10 C	10.00 a m	Special Committee on Local	Topic No. 1—City/County
September 16 September 17	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Local Government	Consolidation.
September 17	319-3	9.00 a.ni.	Government	16th: Staff overview; testimony of conferees.
	,		the state of the s	17th: Testimony of conferees;
the transfer of the	et satisfic		A STATE OF STATE OF STATE OF	committee deliberations:
September 17	526-S	10:00 a.m.	Joint Committee on Corrections	Dept. of Corrections update—death
September 18	526-S	9:00 a.m.	and Juvenile Justice Oversight	penalty bill, RDU, female boot
and April 19				camp and transition center RFP,
	or the second			therapeutic program RFP, inmate population projections, employee
	, '			compensation; Youthtrack; JJA
		The second secon	and the second s	update; Koch Crime Institute
				update; juvenile aftercare; JJA
				community planning teams; and
San	100			juvenile detention facility security issues.
September 18	531-N	10:00 a.m.	Special Committee on	Review of Census 200 Redistricting
			Redistricting Advisory Group	Data Project and briefings by staff and Secretary of State's office.
September 21	123-S	10:00 a.m.	Legislative Budget Committee	21st: a.m.—Hearing on
September 22	123-S	9:00 a.m.		Communities in Schools and other
				similar programs. p.m.—foster care status report, state budget process
				reform.
				22nd: Public hearing on special education funding.
September 21	514-S	10:00 a.m.	Health Care Reform Legislative	Agenda not available.
September 22	514-S	9:00 a.m.	Oversight Committee	
September 21	519-S	9:00 a.m.	Special Committee on Rail Transportation	Briefings on rail issues.
September 21	423-S	10:00 a.m.	Legislative Educational Planning	Report on community college
September 22	423-S	9:00 a.m.	Committee	customized training post audit, articulation and transfer
				agreements, occupational
ek will be a				scholarship programs, community college English as a second
The grant of	and the			language programs, and other
erigina (1800) 1883 - Garage Daniel			y and the state of	matters.
September 22	531-N	10:00 a.m.	Joint Committee on Special Claims Against the State	Hearings on claims filed to date.
September 22	526-S	10:00 a.m.	Task Force on Long Term Care	Agenda not available.
September 22	320-3	IV.VV a.III.	Services	* Agentia not avaitable.
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			ansas Register	
September 23	522-S 522-S 531-N	10:30 a.m. 9:00 a.m. 9:00 a.m.	Joint Committee on Information Technology Joint Committee on Children's Issues	Review agency project plans and budget plans. Agenda not available.
1	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Economic Development	23rd: a.m.—Presentation by Dr. Charles Krider, Institute for Public
**************************************	4.5			Policy & Business Research, University of Kansas on community colleges' delivery of
				business training services; staff memorandum on policy questions and options concerning business
				training. Committee discussion and recommendations. p.m.— Presentations on tourism strategies
				and funding. 24th: a.m.—Presentations on tourism strategies and funding
		emants participated and the control of the control		continued. Presentations on workers compensation subcontractor issues.
September 24	519-S 519-S 519-S	8:00 a.m. 10:00 a.m. 9:00 a.m.	Special Committee on Assessment and Taxation	Agenda not available.
	526-S	1:00 p.m.	Legislative Post Audit	Legislative matters.

Committee

Special Committee on

Information Management

Jeff Russell Director of Legislative

Doc. No. 022904

September 24

September 25

INDEX TO ADMINISTRATIVE REGULATIONS

526-S

10:00 a.m.

9:00 a.m.

4-17-1c

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the Kansas Register issue in which more information can be found. This cumulative index supplements the index to the 1997 Volumes of the Kansas Administrative Regulations.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register /
1-2-8	Amended	V. 16, p. 1178
1-2-14	Amended	V. 16, p. 1178
1-2-35	Amended	V. 16, p. 1178
1-2-46	Amended	V. 17, p. 1369
1-2-68	Revoked	V. 16, p. 1178
1-2-77	New	V. 17, p. 1370
1-5-7	Amended	V. 16, p. 1665
1-5-8	Amended	V. 16, p. 1665
1-5-9	Amended	V. 17. p. 1370
1-5-10	Amended	V. 17, p. 1370
1-5-12	Revoked	V. 16, p. 1666
1-5-13	Amended	V. 16, p. 1666
1-5-14	Amended	V. 17, p. 1370
1-5-15	Amended	V. 17, p. 1370
1-5-19c	Amended	V. 16, p. 1666
1-6-2	Amended	V. 16, p. 1178
1-6-8	Amended	V. 16, p. 1179
1-6-21	Amended	V. 16, p. 1179
1-6-22	Revoked	V. 16, p. 1179
1-6-22a	Amended	V. 17, p. 1371
1-6-27	Amended	V. 16, p. 1179

1-6-29	Amended	W 16 - 1666
		V. 16, p. 1666
1-6-30	Amended	V. 17, p. 1371
1-6-33	Amended	V. 16, p. 973
1-7-11	Amended	V. 16, p. 1667
1 -9 -2	Amended	V. 16, p. 973
1-9-7b	Amended	V. 16, p. 1668
1-9-7c	Amended	V. 16, p. 974
1-9-13	Amended	V. 16, p. 974
1-9-17	Revoked	V. 16, p. 975
1-9-23	Amended	V. 17, p. 1371
1-9-25	Amended	V. 17, p. 1372
1-9-26	Amended	V. 17, p. 1375
1-9-27	Amended	V. 16, p. 976
1-10-6	Amended	V. 17, p. 1376
1-10-7	Amended	
1-13-1a	Amended	V. 16, p. 1667
1-13-1a 1-14-12a		V. 16, p. 977
	New	V. 16, p. 170
1-16-2a	Amended	V. 16, p. 1210
1-16-2b	Amended	V. 16, p. 1210
1-16-2d	Revoked	V. 16, p. 1211
1-16-2e	Amended	V. 16, p. 1211
1-16-18	Amended	V. 17, p. 945
1-16-18a	Amended	V. 17, p. 945
1-18-1a	Amended	V. 17, p. 947
1-63-2	Amended	V. 16, p. 978
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AGENCY 4: DEPARTMENT OF AGRICULTURE Reg. No. Action Register 4-7-213 New V. 17, p. 171 V. 16, p. 1356 V. 16, p. 1356 V. 16, p. 1357 V. 16, p. 1357 4-7-213a New 4-16-1a Amended 4-16-1c Amended

Amended

Amended

AGENCY 7: SECRETARY OF STATE

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7-19-1	Amended	V. 16, p. 821
7-19-2	Amended	V. 16, p. 821
7-19-3	Amended	V. 16, p. 822
7-19-4	Amended	V. 16, p. 822
7-19 - 7	New	V. 16, p. 822

Administrative Services

AGENCY 9: ANIMAL HEALTH

DEPARTMENT

Agenda not available.

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9-2-1	Amended	V. 17, p. 36
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